

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Adrian Legaspi	Team: Team # 4	CCRB Case #: 201211673	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 09/02/2012 10:35 PM	Location of Incident: Ocean Parkway between Neptune Avenue and Shore Parkway.	Precinct: 60	18 Mo. SOL 3/2/2014	EO SOL 3/2/2014	
Date/Time CV Reported Sun, 09/02/2012 10:34 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 09/07/2012 10:03 AM		
Complainant/Victim	Type	Home Address			
Subject Officer(s)	Shield	TaxID	Command		
1. POM Yuriy Demchenko	04740	946912	060 PCT		
Officer(s)	Allegation			Investigator Recommendation	
A.POM Yuriy Demchenko	Discourtesy: PO Yuriy Demchenko spoke obscenely to § 87(2)(b)				

Case Summary

On September 2, 2012, § 87(2)(b) filed a complaint with IAB, generating log number 12-46782. On September 7, 2012, § 87(2)(b)'s complaint was forwarded to the CCRB.

On September 2, 2012, at approximately 10:35 p.m., in the vicinity of West Street and Shore Parkway, in Brooklyn, § 87(2)(b) passed through a red light. § 87(2)(b) was pulled over by two uniformed officers in a marked patrol van, #5780. PO1, the driver, was a uniformed white male, 5'11" to 6'0" tall, in his early 20s, with short dark brown hair, identified from § 87(2)(b)'s summons as PO Demchenko. PO Demchenko's partner, PO2, was a white female, also of Russian descent, 5'5" to 5'6" tall, with a slightly heavy build, in her 20s, with dark brown hair. PO Demchenko told § 87(2)(b) he was being issued a summons for failing to yield to a red light. § 87(2)(b) tried to explain himself, and PO Demchenko told him to shut up and stop being a "smartass" (**Allegation A**). § 87(2)(b) was issued the summons, and he drove off.

§ 87(2)(b) identified PO Demchenko by reading his name off of his summons. A search of CTS showed that there is a PO Yuriy Demchenko assigned to the 60th Precinct. Therefore an allegation of discourteous language is pleaded against PO Demchenko assigned to the 60th Precinct.

On September 11, 2012, the investigator called § 87(2)(b) he did not pick up and a message was left requesting him to call back. On September 11, 2012, § 87(2)(b) called the investigator and provided a phone statement. § 87(2)(b) rejected mediation, but agreed to come in to provide an official statement on September 24, 2012. On September 24, 2012, § 87(2)(b) called the investigator and stated that he did not wish to come in to provide a statement, because he felt that his complaint would go nowhere and he was too busy. However, § 87(2)(b) did not wish to withdraw his complaint. § 87(2)(b) was informed that if he did not come in to provide an official statement, his complaint would be closed as complainant uncooperative. § 87(2)(b) said that he understood this and accepted it. § 87(2)(g)

Team: _____

Investigator: _____
Signature _____ Print _____ Date _____

Supervisor: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____